

Matthew P. Minser, Esq. (SBN 296344)
Luz E. Mendoza, Esq. (SBN 303387)
SALTZMAN & JOHNSON LAW CORPORATION
1141 Harbor Parkway, Suite 100
Alameda, CA 94502
Telephone: (510) 906-4710
Email: mminser@sjlawcorp.com
Email: lmendoza@sjlawcorp.com

Attorneys for Plaintiffs, District Council 16
Northern California Health and Welfare Trust Fund, et al.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DISTRICT COUNCIL 16 NORTHERN
CALIFORNIA HEALTH AND WELFARE
TRUST FUND, AND ITS JOINT BOARD OF
TRUSTEES; CHRIS CHRISTOPHERSEN
AND JOHN MAGGIORE, AS TRUSTEES, et
al.,

Plaintiffs,

v.

ADVANTAGE COMMERCIAL SURFACES,
INC., a California corporation, doing business as
ACS FLOORS,

Defendant.

Case No. 3:21-cv-04716-TSH MMC

~~[PROPOSED]~~ JUDGMENT

Defendant ADVANTAGE COMMERCIAL SURFACES, INC., a California Corporation, doing
business as ACS Floors, having failed to plead or otherwise defend this action, and its default having
been entered:

It is hereby ORDERED, ADJUDGED AND DECREED that Defendant shall provide Plaintiffs
with copies of the documents specified below to allow Plaintiffs to complete an audit of Defendant's

payroll records for the purpose of determining whether it has made full payment of all sums owed to Plaintiffs for the period of December 1, 2018 through the present:

a. Timecards for the period October 7, 2019 through October 20, 2019 for the following employees:

- i. Edell, Adam H xxx-xx-9097
- ii. Guerrero, Isaac J xxx-xx-8774
- iii. Loverde, Brian T xxx-xx-8237
- iv. Martinez, Jr, Armando xxx-xx-3780
- v. Martino, Anthony S xxx-xx-0733
- vi. McCormick, Justin J xxx-xx-7472
- vii. Pene, Jr, Brent C xxx-xx-7457
- viii. Reser, Jason J xxx-xx-8864
- ix. West, Christopher D xxx-xx-3508

b. Cash Disbursement Journals including date, payee, check number and amount for the following period (this information usually comes from the accounts payable department and can be a check register, general ledger, or accounts payable journal. If this information is unavailable, a complete Vendor List may be acceptable):
December 1, 2018 through December 31, 2020.

~~Defendant is further ORDERED to promptly pay to Plaintiffs all sums for attorneys' fees and costs as follows:~~ ^{are awarded} [^]

Attorneys' Fees (11/24/20 – 5/31/22):	\$5,807.50
Costs (11/24/20 – 5/31/22):	\$742.37
Total Attorneys' Fees and Costs:	\$6,549.87
GRAND TOTAL:	\$6,549.87

It is further ORDERED that once the Audit is complete and the report is finalized, in the event Plaintiffs may move to amend the Judgment to add amounts are found due, all such amounts, including late contributions, liquidated damages, interest, and audit costs. In support of any such motion, Plaintiffs shall provide proof of such amounts owing [^]

1 ~~to this Court and that Plaintiffs~~ may submit additional declarations to the Court relative to amounts due
2 and owing.

3 It is further ORDERED that if Defendant provides the above-listed documents, and additional
4 documents are necessary to complete the audit, and if Defendant fails to provide those documents, that
5 to amend the Judgment to include
6 Plaintiffs may submit additional declarations to the Court seeking further relief to compel Defendant to
7 produce the necessary documents.

8 It is further ORDERED that the Court will retain jurisdiction of the matter until said audit is
9 complete ~~and all amounts due to Plaintiffs pursuant to this Order have been paid.~~

10 Dated: August 30, 2022

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12 UNITED STATES MAGISTRATE JUDGE
13 DISTRICT
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